

KEVIN V. RYAN, CSBN 118321
 United States Attorney
 JOANN M. SWANSON, CSBN 88143
 Assistant United States Attorney
 Chief, Civil Division
 ILA C. DEISS, NY SBN 3052909
 Assistant United States Attorney
 450 Golden Gate Avenue, Box 36055
 San Francisco, California 94102
 Telephone: (415) 436-7124
 FAX: (415) 436-7169

Attorneys for Respondents

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA

SAN JOSE DIVISION

E-FILED - 1/9/07

YANLING TU,

Petitioner,

v.

MICHAEL CHERTOFF, Secretary,
 Department of Homeland Security;
 EMILIO GONZALEZ, Director, U.S.
 Citizenship and Immigration Services; and
 DAVID STILL, District Director,
 San Francisco District Office of U.S. Citizenship
 and Immigration Services,

Respondents.

No. C 06-5811 RMW RS

**STIPULATION TO DISMISS; AND
 [] ORDER**

Petitioner, by and through her attorney of record, and Respondents, by and through their attorneys of record, hereby stipulate, subject to the approval of the Court, to dismissal of the above-entitled action without prejudice in light of the fact that the United States Citizenship and Immigration Services adjudicated Petitioner's application for adjustment of status (Form I-485).

Each of the parties shall bear their own costs and fees.

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1 Date: January 3, 2007

Respectfully submitted,

2 KEVIN V. RYAN
3 United States Attorney

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5 /s/
6 ILA C. DEISS
7 Assistant United States Attorney
8 Attorneys for Respondents

9 Date: January 3, 2007

10 /s/
11 TERESA CAI
12 Attorney for Petitioner

13 **ORDER**

14 Pursuant to stipulation, IT IS SO ORDERED.

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16 DATED: 1/9/07

17 /s/ Ronald M. Whyte
18 RONALD M. WHYTE
19 United States District Judge
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